§ 16.500

Subpart E—Management Information System

§16.500 Management Information System requirements.

- (a) Data collection. All marine employers must collect the following drug and alcohol testing program data for each calendar year:
- (1) Total number of employees during the calendar year that were subject to the drug testing rules in this part.
- (2) Number of employees subject to testing under the anti-drug rules of both the Coast Guard and another DOT agency based on the nature of their assigned duties as identified by each agency.
- (3) Number of drug and alcohol tests conducted identified by test type. Drug test types are pre-employment, periodic, random, post-accident, and reasonable cause. Alcohol test types are post-accident and reasonable cause.
- (4) Number of positive drug test results verified by a Medical Review Officer (MRO) by test type and types of drug(s). Number of alcohol tests resulting in a blood alcohol concentration weight of .04 percent or more by test type.
- (5) Number of negative drug and alcohol test results reported by MRO by test type.
- (6) Number of applicants denied employment based on a positive drug test result verified by an MRO.
- (7) Number of marine employees with a MRO-verified positive test result who returned to duty in a safety-sensitive position subject to required chemical testing, after meeting the requirements of §16.370(d) and part 5 of this chapter.
- (8) Number of marine employees with positive drug test results verified by a MRO as positive for one drug or a combination of drugs.
- (9) Number of employees required under this part to be tested who refused to submit to a drug test.

(10) Number of covered employees and supervisory personnel who received the required initial training.

- (b) Data reporting. (1) By March 15 of the year following the collection of the data in paragraph (a) of this section, marine employers must submit the data on Form CG-5573 to Commandant (G-MOA), 2100 Second Street, SW, Washington, DC, 20593-0001. Marine employers must complete all data fields on the form.
- (2) Form CG-5573 is reproduced in Appendix B of this part and you may obtain the form from any Marine Inspection Office. You may also download a copy of Form CG-5573 from the U.S. Coast Guard Marine Safety and Environmental Protection web site at http://www.uscg.mil/hq/g-m/nmc/genpub.htm.
- (3) A consortium or other employer representative may submit data for a marine employer. Reports may contain data for more than one marine employer. Each report, however, must list the marine employers included in the report.
- (4) Marine employers must ensure that data submitted by a consortium or other employer representative under paragraph (b)(3) of this section is correct.
- (c) After filing 3 consecutive annual MIS reports since January 1, 1996, required by paragraph (b) of this section, marine employers with 10 or fewer covered employees may stop filing the annual report each succeeding year during which they have no more than 10 covered employees.
- (d) Marine employers who conduct operations regulated by another Department of Transportation Operating Administration must submit appropriate data to that Operating Administration for employees subject to that Operating Administration's regulations.

[USCG-1998-4469, 64 FR 22559, Apr. 27, 1999; 64 FR 31989, June 15, 1999]

APPENDIX A [RESERVED]

APPENDIX B TO PART 16—DRUG AND ALCOHOL TESTING MANAGEMENT INFORMATION SYSTEM (MIS) DATA COLLECTION FORM

APPENDIX B - DRUG AND ALCOHOL TESTING MANAGEMENT INFORMATION SYSTEM (MIS) DATA COLLECTION FORM

INSTRUCTIONS

This reporting form includes four parts. Collectively, these parts address the data elements required in the United States Coast Guard (USCG) and the U.S. Department of Transportation (DOT) drug and alcohol testing regulations. The form is preceded by instructions which outline and explain the information requested and indicate the probable sources for this information. The four sections, the page number for the instructions, and the page location on the reporting form are:

Section	Instructions <u>Page</u>	Form Page
A. MARINE EMPLOYER INFORMATION	i	1
B. COVERED EMPLOYEES	i	1
C. MARINE EMPLOYEE DRUG TESTING INFORMATION	ii-iv	2
D. MARINE EMPLOYEE ALCOHOL TESTING INFORMATION	iv-v	2

- Page 1 MARINE EMPLOYER INFORMATION (Section A) requires the company name for which the report is done and a current address. Below this, a signature, typed or printed name, title, date, and current telephone number (including the area code) are required from the person certifying the correctness and completeness of the form.
- Page 1 COVERED EMPLOYEES (Section B) requires a count of employees (including prospective employees who were pre-employment tested) who were subject to testing under the USCG/DOT drug testing regulations. The most likely source for this information is the employer's personnel department. The count should include all covered employees working for the company during the reported year.

Additional information must be completed if your company employs personnel who perform duties covered by the drug and alcohol rules of more than one DOT operating administration. NUMBER OF EMPLOYEES COVERED BY MORE THAN ONE DOT OPERATING ADMINISTRATION, requires that you identify the number of employees under the appropriate additional operating administration(s).

The following instructions are to be used as a guide for completing the drug testing information in the USCG/DOT **Drug and Alcohol Testing MIS Data Collection Form**. A sample testing results table with a narrative explanation is provided on pages ii-iii as an example to facilitate the process of completing the form correctly.

Pt. 16, App. B

Section C is used to summarize the drug testing results for applicants and covered employees. There are four categories of testing to be completed. Items necessary to complete this table include:

- 1) the number of specimens collected in each testing category;
- the number of specimens tested which were reported negative and verified positive for any drug(s); and
- individual counts of those specimens which were verified positive for each of the five drugs.

Do not include results of quality control samples submitted to the testing laboratory in the table.

A sample table with detailed instructions is provided.

Page 2

MARINE EMPLOYEE DRUG TESTING INFORMATION (Section C) requires information for drug testing by category of testing. Each part of this table must be completed for each category of testing. These numbers do not include refusals for testing. A sample of the table with example numbers is presented on page iii.

Three types of information are necessary to complete the left side of this table. The first blank column with the heading "NUMBER OF SPECIMENS COLLECTED," requires a count for all collected specimens by testing category. It should.not include refusals to test. The second blank column with the heading "NUMBER OF SPECIMENS REPORTED NEGATIVE," requires a count for all completed tests by testing category that were reported negative by your Medical Review Officer (MRO).

The third blank column with the heading "NUMBER OF SPECIMENS VERIFIED POSITIVE FOR ONE OR MORE OF THE FIVE DRUGS," refers to the number of specimens provided by job applicants or employees that were verified positive. "Verified positive" means the results were verified by your MRO.

The right hand portion of this table, with the heading "NUMBER OF SPECIMENS VERIFIED POSITIVE FOR EACH TYPE OF DRUG," requires counts of positive tests for each of the five drugs for which tests were done, i.e., marijuana (THC), cocaine, phencyclidine (PCP), opiates, and amphetamines. The number of specimens verified positive for each drug should be entered in the appropriate column for that drug type. Again, "verified positive" refers to test results verified by your MRO.

If an applicant or employee tested positive for more than one drug; for example, both marijuana and cocaine, that person's positive results would be included once in each of the appropriate columns (marijuana <u>and</u> cocaine).

SAMPLE MARINE EMPLOYEE TEST RESULTS TABLE

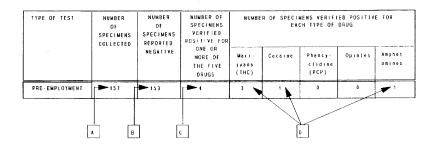
The following example is for Section C, MARINE EMPLOYEE DRUG TESTING INFORMATION, and summarizes pre-employment testing results. The procedures detailed here also apply to the

other categories of testing in Section C which require you to summarize testing results for employees.

- Urine specimens were collected for 157 job applicants for covered positions during the reporting year. This information is entered in the first blank column of the table in the row marked "PRE-EMPLOYMENT".
- The MRO for your company reported that 153 of those 157 specimens from applicants were negative (i.e., no drugs were detected). Enter this information in the second blank column of the table in the row marked "PRE-EMPLOYMENT".
- The MRO for your company reported that 4 of those 157 specimens from applicants were positive (i.e., a drug or drugs were detected). Enter this information in the third blank column of the table in the row marked "PRE-EMPLOYMENT".
- With the 4 specimens that tested positive, the following drugs were detected:

Specimen	<u>Drugs</u>
#1	Marijuana
#2	Amphetamines
#3	Marijuana and Cocaine (Multi-drug specimen)
#4	Marijuana

Marijuana was detected in three (3) specimens, cocaine in one (1), and amphetamines in one (1). This information is entered in the columns on the right hand side of the table under each of these drugs. Two different drugs were detected in specimen #3 (multi-drug) so an entry is made in both the marijuana and the cocaine column for this specimen.



Note that adding up the numbers for each type of drug in a row ("NUMBER OF SPECIMENS VERIFIED POSITIVE FOR EACH TYPE OF DRUG") will not always match the number entered in the third column, "NUMBER OF SPECIMENS VERIFIED POSITIVE FOR ONE OR MORE OF THE FIVE DRUGS". The total for the numbers on the right hand side of the table may differ from the number of specimens testing positive since some specimens may contain more than one drug.

- Below the table for MARINE EMPLOYEE DRUG TESTING INFORMATION is a box Page 2 with the heading "Number of persons denied a position as a covered employee following a verified positive drug test". This is simply a count of those persons who were not placed in a covered position because they tested positive for one or more drugs.
- Also following the table for MARINE EMPLOYEE DRUG TESTING INFORMATION, Page 2 you must provide counts for employees who have tested positive and have returned to work in a covered position during the reported period. This information should be available from the personnel office and/or drug program manager.
- SPECIMENS VERIFIED POSITIVE FOR MORE THAN ONE DRUG requires Page 2 information on specimens that contained more than one drug. First, indicate the NUMBER OF VERIFIED POSITIVES. Then specify the combination of drugs reported as positive by placing the same number in the appropriate columns. For example, if marijuana and cocaine were detected in 3 specimens, then you would write "3" as the number of verified positives and "3" in the columns for "Marijuana" and "Cocaine". If marijuana and opiates were detected in 2 specimens, then you would write "2" as the number of verified positives and "2" in the columns for "Marijuana" and "Opiates".
- EMPLOYEES WHO REFUSED TO SUBMIT TO A DRUG TEST requires a count of Page 2 the NUMBER OF COVERED EMPLOYEES who refused to submit to a random or non-random (pre-employment, post-accident, or reasonable cause) drug test required under the USCG regulation.
- DRUG AND ALCOHOL TRAINING requires information on the number of covered Page 2 employees and supervisory personnel who have received the required drug and alcohol training during the current reporting period.

The following instructions are to be used as a guide for completing the alcohol testing information for the USCG/DOT Drug and Alcohol Testing MIS Data Collection Form. A sample testing results table with a narrative explanation is provided on page v as an example to facilitate the process of completing the form correctly.

Section D is used to summarize the alcohol testing results for covered employees. There are two categories of testing to be completed in this table. Items necessary to complete this table includes:

- the number of alcohol tests performed for each testing category; and
- the number of test results which were equal to or greater than 0.04.

A sample table with detailed instructions is provided

Page 2 MARINE EMPLOYEE ALCOHOL TESTING INFORMATION (Section D) requires information for post-accident and reasonable cause alcohol testing. These numbers do not include refusals for testing. A sample table with example numbers is presented on page v.

Two types of information are necessary to complete this table. The first blank column with the heading "NUMBER OF TESTS" requires a count of all alcohol tests performed for each testing category.

The second blank column with the heading "NUMBER OF TEST RESULTS EQUAL TO OR GREATER THAN 0.04" requires a count of positive tests.

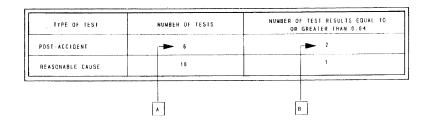
SAMPLE MARINE EMPLOYEE TEST RESULTS TABLE

The following example is for Section D, **MARINE EMPLOYEE ALCOHOL TESTING INFORMATION**, which summarizes post-accident and reasonable cause testing results.

Tests were conducted on 6 employees in covered positions during the reporting year. This information is entered in the first blank column of the table in the row marked "POST-ACCIDENT". The test results for these 6 employees were the following:

<u>Employee</u>	<u>Results</u>
#1	0.06
#2	0.00
#3	0.00
#4	0.04
#5	0.00
#6	0.02

The test results for 2 of the employees in covered positions were equal to or greater than 0.04. Enter this information in the second blank column of the table in the row marked "POST-ACCIDENT".



Please note that the sample data collection form also has information for REASONABLE CAUSE testing on line two. For REASONABLE CAUSE testing, 10 tests were conducted and 1 was equal to or greater than 0.04.

Pt. 16, App. B

USCG DRUG AND AL	COHOL TESTING MIS DATA COLLECTION FORM	OMB No. 2115-0003
YEAR COVERED BY THIS REPO	RT: 19	
A. MARINE EMPLOYER INFORM	MATION	
Company		
Address		
I, the undersigned, certify Alcohol Testing Management Infi belief, true, correct, and complete	that the information provided on this United States ormation System Data Collection Form is, to the bes e for the period stated.	Coast Guard Drug and t of my knowledge and
Signature	Printed Name	Date
Title	Phone Number	
Title 18, U.S.C. Section 1001, mak not more than 5 years, or both, to k	es it a criminal offense subject to a maximum fine of \$10,0	

B. COVERED EMPLOYEES

	COVE	RED EMPL	OYEES			
EMPLOYEE CATEGORY	NUMBER OF USCG COVERED	NUMB		EES COVERED BY ATING ADMINISTI		ONE DOT
EMPEOTEE CATEGORY	EMPLOYEES	FAA	FHWA	FRA	FTA	RSPA
Crewmembers						

READ BEFORE COMPLETING THE REMAINDER OF THIS FORM:

- 1. All items refer to the current reporting period only (for example, January 1, 1994 December 31, 1994).
- 2. This report is only for testing REQUIRED BY THE UNITED STATES COAST GUARD (USCG):
 - Results should be reported only for employees in COVERED POSITIONS as defined by the USCG drug and alcohol
 testing regulations.
 - The information requested should only include testing for: marijuana (THC), cocaine, phencyclidine (PCP), opiates, and amphetamines using the standard procedures required by DOT regulation 49 CFR Part 40; and alcohol using the standard procedures required by USCG regulations 33 CFR Part 95 and 46 CFR Parts 4 and 16.
- Information on refusals for testing should only be reported in the table entitled "EMPLOYEES WHO REFUSED TO SUBMIT TO A DRUG TEST". Do <u>not</u> include refusals for testing in other sections of this report.
- Do <u>not</u> include the results of any quality control samples submitted to the testing laboratory in any of the tables.
- Complete all items; DO NOT LEAVE ANY ITEM BLANK. If the value for an item is zero (0), place a zero (0) on the form.

The United States Coast Guard estimates that the average burden for this report form is 31 minutes. You may submit any comments concerning the accuracy of this burden estimate or any suggestions for reducing the burden to: Commandant, U.S. Coast Guard Headquarters (G-MMI); 2100 2nd St., S.W.; Washington, D.C. 20593-0001; OR Office of Management and Budget, Paperwork Reduction Project (2115-0003); Washington, D.C. 20503.

DEPT. OF TRANSP., USCG, CG-5573 (11-93)

REVERSE OF CG-5573 (11-93)

This part of the form requires information on VERIFIED POSITIVE and REPORTED NEGATIVE drug tests. These are the results that are reported to you by your Medical Review Officer (MRO).

C. MARINE EMPLOY	PEE DRUG TE	ESTING INFO	DRMATIO	1					
TYPE OF TEST	NUMBER OF SPECIMENS COLLECTED	NUMBER OF SPECIMENS REPORTED	NUMBEI SPECIM VERIFI	ENS ED	NUMB		CIMENS VER H TYPE OF		OSITIVE FOR
		NEGATIVE	POSITIVE ONE OR I OF THE DRUG	MORE FIVE	Mari- juana (THC)	Cocaine	Phency- clidine (PCP)	Oplate	s Amphet- amines
PRE-EMPLOYMENT									
RANDOM									
POST-ACCIDENT									
REASONABLE CAUSE									
Number of persons deni	ed a position as	a covered em	ployee follow	ving a ve	erified pos	itive drug te	est:		
Number of marine emplo							rned to du	ty in a	
	SPECIMEN	IS VERIFIED I	POSITIVE F	OR MC	RE THA	N ONE DR	NG.		
NUMBER OF VERIFIED POSITIVES	Marijuana (THC)	. Co	caine		ncyclidine (PCP)	c	piates	Am	phetamines
								ļ	
				*					
						-		 -	
								-	N
	MPLOYEES W			*****					Number
Covered employees who									
Covered employees write						USCG 18g	ulations.		N
		RUG AND AL							Number
Covered employees who drug and alcohol use as						tions, and b	ehavioral o	ues of	
Supervisory personnel w performance indicators regulations:	ho have received of probable dr	d initial training ug and alcoh	on the spec ol use as r	ific conte equired	emporaneo by USCO	ous physica 3 drug and	il, behavior d alcohol	al, and testing	

D.	MARINE	EMP	OYEE	ALCOHOL	TESTING	INFORMATION

D. WINITING LIVIT LOTEL ALOOFTO	L ILUTING IN CHMATION	
TYPE OF TEST	NUMBER OF TESTS	NUMBER OF TEST RESULTS EQUAL TO OR GREATER THAN 0.04
POST-ACCIDENT		
REASONABLE CAUSE		

2

[CGD 91-019, 58 FR 68279, Dec. 23, 1993]

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SUBCHAPTER B-MERCHANT MARINE OFFICERS AND SEAMEN

 ${\tt EDITORIAL\ NOTE: This\ listing\ is\ provided\ for\ informational\ purposes\ only.\ It\ is\ compiled\ and\ kept\ current\ by\ the\ U.S.\ Coast\ Guard,\ Department\ of\ Homeland\ Security.\ This\ index\ is\ updated\ as\ of\ October\ 1,\ 2003.}$

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